Previous References.
Ch- 204-36 (1-5)
" " (6-8)
Ch- 84-33 (1-6)
Later References.

1940.
Ch

File No. 218-40
Serial Nos. 1-4

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. ~~four~~ only

Part B for July 1941

SUBJECT.

Revision of the pay of the clerk of the Ex Officio First Class Magistrates' Court, Saklespur.

No. P 453-5 Dated 30.7.41

To
1) Registrar H.C.
2) Comptroller through F.D.
3) D.M. Hassan

Directs the revision of the pay of the clerk with effect from 1.7.39.

C. G. Vajramuni
3/9/41

Serial No. 1

From
The Registrar High Court
No Roc 876/40-41 dt 5.4.1941.

Recommends that the pay of the Second Clerk of the Ex-Officio First Class Magistrate's Court Sakolespur may be put in the grade of Rs 25-1-40.

Submitted with references for orders.

The P.W.D is not clear whether the post of the Second Clerk of the Court of the First Class Magistrate Sakolespur is among one of the ~~post~~ 72 posts sanctioned in G.O. dt 25.2.1939.

A draft calling for a report is put up

may be approved
Law Secy (Ag) 3/5/41

Hon 2/6/1941

Issued No P 5645 dt 8.5.41

Serial No.

From
The Registrar High Court
No Revc 876 160-61 Dt 1.7.1961.

States that the post of the Record Clerk in the Ex-officio First Class Magistrate's Court at Sattenapur is not one of the posts the scales of which were revised in G.O. Dt 25.2.1939.

In Connection With the revision of the Scales of pay of the establishments of the Special Magistrates' Courts in the State, the High Court furnished Govt With ~~lists~~ ~~statements~~ proposition Flag A

Statements and according to them there were only 72 Clerks among others in these Courts and they were styled as "other clerks". This number was stated to be Correct by the Audit Office after Verification. The Scale of A

pay in respect of these Clerks was revised to one in grade Rs 25-1-30-1-40. Flag O

In the allocation statement also these 72 Hands were allocated in the new grade of Rs 25-1-60. Flag P

Serial No.

The High Court did not bring it to the notice of Govt the Case of the Second Clerk, Sakaleshpur Magistrate's Court at the time of revision of the Scales of pay of these establishments

and as such orders of Govt issued in this behalf were only in respect of the hands specifically mentioned by the High Court and Verified by the Audit office. If it was intended to revise the Grade of that Official also, the proper procedure would have been to include it in the Statement of hands attached to the Courts concerned and whose pay found necessary to be revised. This

procedure was not Observed by the High Court.

Instead of this, the High Court Casually mentioned about this in the Covering letter forwarding the allocation Statement and even then omitted to include it in the Statement of allocation. In these Circumstances orders were Confined to the Sanctioned number of hands and as such it may not be Correct to state that the Grade of the Official in Question was not actually revised.

It may be further submitted that on a further enquiry about this the High Court have admitted that the

NOTE—Contn. Sheet.

of the Sabaragamuwa Magistrate's Court to [illegible] 25-1-40

Cls File No. 218 of 1940. | General and Revenue Secretariat

Serial No.

post of the Second Clerk Sabaragamuwa Court is not one of the 72 Grades mentioned in the G.O. of 25.2.1939 revising the Scales

It is for orders as to whether the proposal of the High Court to revise the grade of the Clerk referred to above to one in grade Rs 25-1-40 should be sanctioned

and whether it may have retrospective effect from 1-7-1939 as was done in other Cases.

(It is assumed that the extra Cost on this account will be met out of the savings of the dept)

The proposals of the High Court may be accepted

Dist Secretary 3 11/7/41

OFFICE OF THE MINISTER FOR LAW
JUL 15 1941
No 505

367 11/7

May be sanctioned from 1-7-39

Minister for Law 12/7/41

Hon 2

Chief Secretary 3 14/7/41

AS 15.7.41

Hon 2 15/7/41

Hon 17-7-41

3 16/7/41

FINANCIAL SECRETARY U.O.No.Fi. 320 12 JUL 1941

Serial No.	
	Submitted with a draft G.O. in accordance with orders supra.
	21-7-41
	Mr Jensel began Law Secy 3 25/7/41
	Hm 2 26/7/41
	3 28/7
H-cm 346	The Secretary has agreed. Draft G.O. here
	30/7/41
	Issued
4	To the Registrar, High Court, the Comptroller to the F.D. and the Dy. Registr. Hassan No. P.453-5 of 30.7.41 Directing the revision of the pay of the clerk with effect from 1.7.39.
B	

xxxxx

R.O.C.No.876/40-41.

HIGH COURT
OF MYSORE,
BANGALORE.
5th April 1941.

From

T. Shamiengar, Esq., B.A., B.L.,
Registrar, High Court of Mysore,
BANGALORE.

To

H.V. Narayana Rao, Esq., B.A.,LL.B.,
Secretary to the Government of Mysore,
Law Department, BANGALORE.

Sir,

I am directed to state that, when the Court of the Special Magistrate of Saklespur was abolished as a temporary measure by Government Order No.P.2413-16/Cts. 84-33-3, dated 24th November 1933, one clerk on Rs.40/- belonging to the establishment of the Special Magistrate was attached to the office of the Sub-Division Officer of Saklespur for Criminal work and the other two clerks of the Special Magistrate on Rs.30/- and Rs.25/- respectively were transferred to the then temporary additional Munsiff's Court at Shimoga. Subsequently a clerk on Rs.25/- from the establishment of the Munsiff-Magistrate's Court of Holenarsipur was transferred to the office of the Sub-Division Officer and Ex-officio First Class Magistrate of Saklespur for criminal work by Government Order No. 2734-35/Cts.29-34-17, dated 5th December 1934. Thus there are now two clerks, one on Rs.40/- a month and the other on Rs.25/- a month, for the work of the Ex-officio First Class Magistrate of Saklespur.

2. At the time of the revision of the pay of officials of the Magistrates' Courts, sanctioned in Government Order No.P.4602-12/Cts.204-36-5, dated 25th

25th February 1939, and in Government Order No.P.258-9/Cts.204-36-8, dated 11th July 1940, the pay of the clerk on Rs.25/- a month in the Court of the Ex-officio First Class Magistrate of Saklespur was not revised, though his case was mentioned to the Government in High Court letter No R.O.C.141 of 35-36, dated 18th October 1939. It does not appear fair that his pay should remain at Rs.25/- instead of being Rs.25-1-40 like the pay of other clerks of Magistrates' Courts. Moreover, if his pay were on the scale Rs.25-1-40, there would be no difficulty in transferring a clerk from the Revenue Establishment to this post when necessary.

3. I am therefore to request that the Government may be pleased to sanction the alteration of the pay of the second clerk of the Ex-officio First Class Magistrate of Saklespur from fixed pay of Rs.25/- a month to graded pay on the scale Rs.25-1-40.

I have the honour to be,
Sir,
Your most obedient servant,

T. Shamiengar
REGISTRAR.

GRA/-

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

P. 5645/Ch. 218-40-2
8-5-41

To
The Registrar
High Court of
Mysore

Sir

With reference to Your letter No RoC 876/40-41 of 5-4-1941 recommending the alteration of the pay of the Second Clerk of the Ex-Officio First Class Magistrate's Court Sakleshpur from Rs 25 to Rs 25-1-40 I am directed to enquire whether this is one of the 72 posts on Rs 25-1-40 ~~sanctioned~~ sanctioned in G.O. No P 4602-12 | etc 204-36-5 of 25-2-1939.

I have etc
H...
2/6/5/41
Secy to Govt
Law Dept

WD 0280—GPB—22,500—14-3-38

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

No. P. 5645/Ch. 218-40-2

Dated, Bangalore, 8th May 1941.

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore.
Law Department, Bangalore.

To

The Registrar,
High Court of Mysore,
Bangalore.

Sir,

With reference to your letter No.R.O.C.876/40-41 dated 5th April 1941 recommending the alteration of the pay of the second clerk of the Ex-officio First Class Magistrate's Court, Sakalespur from Rs.25 to Rs.25-1-40, I am directed to enquire whether this is one of the 72 posts on Rs.25-1-40 sanctioned in Government Order No.P.4602-12/cts.204-36-5 dated 25th February 1939.

I have the Honour to be,
Sir,
Your most obedient servant,

Secretary to Government,
Law Department.

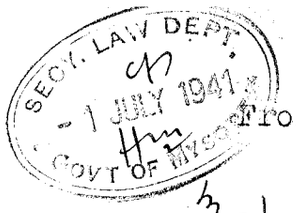
HKR/2.

D.O.

R.O.C.No.876/40-41.

HIGH COURT
OF MYSORE,
BANGALORE.

Dated 30th June 1941.
1st July 1941



From

T. Shamiengar, Esq., B.A., B.L.,
Registrar, High Court of Mysore,
B A N G A L O R E.

To

H.V. Narayana Rao, Esq., B.A., LL.B.,
Secretary to the Government of Mysore,
Law Department, Bangalore.

Sir,

With reference to your letter No.P.5845/Cts. 218-40-2, dated the 8th May 1941, inquiring whether the post of the second clerk on Rs.25/- of the Ex-officio First Class Magistrate's Court, Saklespur, was one of the 72 posts on Rs.25-1-40 sanctioned in Government Order No.P.4602-12/Cts. 204-36-5, dated the 25th February 1939, I am directed to state that the post of the second clerk on Rs.25/- of the Ex-officio First Class Magistrate's Court, Saklespur, did not come into revision and it was not one of the 72 posts of clerks on Rs.25-1-40 sanctioned by Government in the recent allocation of the ministerial establishment of the Criminal Courts in the State, referred to in the Government Order above.

I have the honour to be,

Sir,

Your most obedient servant,

T. Shamiengar
REGISTRAR.

GRA/-

SUBJECT .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *193* .

Section. Cls

File No. 218-40

Serial No. 4

Proceedings of the Government of His Highness the ***Maharaja*** *of Mysore.*

Date of issue 30.7.41 193 .

(N)

Signed by Mr. K.P.P.

Read—

G.O. No. P. 2734-5/Cls 29-34-17 dated 5th Dec. 1934, sanctioning the transfer of a clerk on Rs 25 p.m. from the establishment of the Court of the Munsiff-Magistrate, Hosakote to that of the S.D.O and ex-Officio First Class Magistrate, Sakleshpur

2. G.O. No. P. 4602-12/Cls Order thereon.—No. 204-36-5 of 25th Feb. 1939, sanctioning the revision of the scales of pay of the ministerial establishment of the Special Magistrates' Courts in the State

(P)

3. G.O. No. P. 248-9/Cls 204-36-8 of 11-7-1941, sanctioning the allocation of the ministerial

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ? (O)

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Establishments of the Special Magistrates' Courts in the State in the New grades sanctioned in the Second of the G.O's read above.

4. Correspondence ending with Letter No Ro C. 876/40-41 dt 30-6-41 / 1-7-41 from the Registrar, High Court of Mysore, requesting in the circumstances explained, to sanction the alteration of the pay of the clerk of the ex-Officio First Class Magistrate of Sakleshpur from the fixed pay of Rs 25/ p.m ~~shown in the 2nd & 3rd of the G.O's read above~~, to graded pay on the scale of Rs 25-1-40.

Order No. P 453-5.

Govt. are pleased to direct the revision of the pay of the clerk referred to above to one on Rs 25-1-40, ~~this~~ with effect from 1-7-1939

By

Secy to Govt Law Dept

To The Registrar, High Court of Mysore

Comptroller, Treasuries, Accounts Dept.

DL. Malle - Hassan DL

List of Enclosure

Copied by 26/7/41

Examined by

WD 0523—GPB—22,500—22-3-37

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

Read :—

Government Order No.P.2734-5/Cts. 29-34-17 dated 5th December 1934, sanctioning the transfer of a Clerk on Rs.25/- per mensem from the establishment of the Court of Munsiff-Magistrate, Hole-Narasipur to that of the Sub-Division Officer and Ex-officio First Class Magistrate, Saklespur.

2. Government Order No.P.4602-12/Cts. 204-36-5 dated 25th February 1939, sanctioning the revision of the scales of pay of the ministerial establishments of the Special Magistrates' Courts in the State.

3. Government Order No.P.248-9/Cts. 204-36-8 dated 11th July 1940, sanctioning the allocation of the ministerial establishments of the Special Magistrates' Courts in the State in the new grades sanctioned in the second of the Government Orders read above.

4. Correspondence ending with letter No.R.O.C.876/40-41 dated 30th June/1st July 1941 from the Registrar, High Court of Mysore, requesting in the circumstances explained, sanction to the alteration of the pay of the clerk of the ex-officio First Class Magistrate's Court at Saklespur from the fixed pay of Rs.25/- per mensem to graded pay on the scale Rs.25-1-40.

Second

O R D E R No.P. 453-5 Ch 218-40-4

Dated, Bangalore, the 26th July 1941.

Government are pleased to direct the revision of the pay of the Clerk referred to above to one on Rs.25-1-40, with effect from 1st July 1939.

For Secretary to Government,
Law Department.

To--The Registrar, High Court of Mysore.
The Comptroller to Government through Financial Department.
The District Magistrate, Hassan District.

TM-6)